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6 Attorneys for Defendant  
ALBERTO SOTO, JR  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 ALBERTO SOTO, JR.,

15 Defendant.  
16

Case No. 1:20-mj-00089-SAB

STIPULATION TO CONTINUE SENTENCING  
HEARING; ORDER

17 IT IS HEREBY STIPULATED, by and between the parties through their respective  
18 counsel, Assistant United States Attorney Jeffrey Spivak, counsel for plaintiff, and Assistant  
19 Federal Defender Laura Myers, counsel for Alberto Soto, Jr., that the sentencing hearing  
20 scheduled for April 18, 2024, may be continued to May 23, 2024, at 10:00 a.m.

21 On December 14, 2023, Mr. Soto made an initial appearance for an allegations that he  
22 violated his probation. On February 15, 2024, he entered an admission to the charges.  
23 Sentencing was set for April 18, 2024.

24 Mr. Soto underwent emergency surgery on Friday, April 5, and he remains hospitalized  
25 pending a follow-up surgery. He expects to be hospitalized for several more weeks.

26 For this reason, a continuance of the sentencing hearing in this case is in the interest of  
27 justice and reflects the most judicious use of the Court's resources. A one-month continuance  
28 will allow Mr. Soto to appear after he is out of the hospital.

Respectfully submitted,

HEATHER E. WILLIAMS  
Federal Defender

Date: April 15, 2024

/s/ Laura Myers

LAURA MYERS  
Assistant Federal Defender  
Attorney for Defendant  
ALBERTO SOTO, JR

PHILLIP A. TALBERT  
United States Attorney

Date: April 15, 2024

/s/ Jeffrey Spivak

JEFFREY SPIVAK  
Assistant United States Attorney  
Attorney for Plaintiff

**ORDER**

**IT IS SO ORDERED.** The sentencing hearing currently set for April 18, 2024, is hereby continued to May 23, 2024, at 10:00 a.m. The defendant is ordered to appear.

IT IS SO ORDERED.

Dated: **April 15, 2024**

  
UNITED STATES MAGISTRATE JUDGE